



February 10, 2015

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## HOUSE BILL No. 1471

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DIGEST OF HB 1471 (Updated February 9, 2015 12:41 pm - DI 109)

**Citations Affected:** IC 14-19.

**Synopsis:** Recreational trails guidelines. Requires the division of outdoor recreation of the department of natural resources to develop recreational trails guidelines to address the following issues as they relate to recreational trails: (1) Clear statement of ownership and management of each trail. (2) Right-of-way inconsistencies. (3) Fence line issues. (4) Drainage issues, including tile drains. (5) Tree and brush control. (6) Weed and mowing issues. (7) Law enforcement jurisdiction issues. (8) Signage issues. (9) Conflict resolution procedures. (10) Appeal procedures.

**Effective:** July 1, 2015.

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### Friend, Eberhart

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January 14, 2015, read first time and referred to Committee on Natural Resources.  
February 10, 2015, amended, reported — Do Pass. Referred to Committee on Ways and Means pursuant to Rule 127.

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HB 1471—LS 7053/DI 109





February 10, 2015

First Regular Session of the 119th General Assembly (2015)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

## HOUSE BILL No. 1471

A BILL FOR AN ACT to amend the Indiana Code concerning natural and cultural resources.

*Be it enacted by the General Assembly of the State of Indiana:*

1       SECTION 1. IC 14-19-1-1.5 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2015]: **Sec. 1.5. (a) Before October 1, 2015, the department shall,**  
4 **through the division of outdoor recreation, develop guidelines**  
5 **concerning recreational trails and amend the guidelines as**  
6 **necessary or advisable thereafter. The guidelines must address at**  
7 **least the following issues:**

8           (1) Clear statement of ownership and management of each  
9 trail.

10          (2) Right-of-way inconsistencies.

11          (3) The division of responsibility for maintenance of fences,  
12 for drainage, and for maintenance of drainage or drain tiles.

13          (4) Tree, weed, and brush removal between responsible  
14 parties and landowners adjacent to recreational trails.

15          (5) Mowing responsibility.

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1           **(6) Law enforcement jurisdiction.**

2           **(7) Signage.**

3           **(8) Conflict resolution procedures.**

4           **(9) Appeal procedures.**

5           **(b) In developing the recreational trail guidelines described in**  
6           **subsection (a), the division shall consult with various groups,**  
7           **organizations, and agencies that will be impacted by the guidelines.**

8           **(c) The department may adopt guidelines, without complying**  
9           **with IC 4-22-2, to implement this section.**



## COMMITTEE REPORT

Mr. Speaker: Your Committee on Natural Resources, to which was referred House Bill 1471, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 4, delete "a statewide" and insert "**guidelines concerning recreational trails and amend the guidelines as necessary or**".

Page 1, delete line 5.

Page 1, line 6, delete "policy" and insert "**guidelines**".

Page 2, line 5, delete "policy" and insert "**guidelines**".

Page 2, line 7, delete "policy." and insert "**guidelines.**".

Page 2, line 8, delete "shall adopt rules under IC 4-22-2" and insert "**may adopt guidelines, without complying with IC 4-22-2,**".

and when so amended that said bill do pass.

(Reference is to HB 1471 as introduced.)

EBERHART

Committee Vote: yeas 11, nays 1.

